

27th September, 2022

Learned counsel for the appellant present and heard.

2. The appellant has impugned a Notification of 27.10.2001, whereby he being official of surplus pool was adjusted in the office of EADA D.I.Khan against the vacant post of Field Assistant. After 20 years of service i.e from 27.08.2001, the appellant has submitted a request on 01.10.2021 for repatriation to his parent department, which was not responded, thereafter he filed this appeal. When asked about any original or appellate order of which the appellant was aggrieved except that of 2001, referred to above, learned counsel for the appellant could not point out any order enabling the appellant to file appeal before this Tribunal. As regards the order of 2001, that can hardly be challenged after 20 long years without any explanation or especially when the so called impugned order was not only accepted by the appellant but was acted upon by him for long 20 years, therefore, no merits are seen in the instant appeal, it is, therefore, dismissed in limine. Cosign.

3. *Pronounced in open court in D.I.Khan and given under my hands and seal of the Tribunal this 27th day of September, 2022.*



(Kalim Arshad Khan)
Chairman
Camp Court D.I.Khan

30.06.2022

Nemo for the appellant.

the strength of
Previous date was changed on Reader's Note, therefore, notice be issued to the appellant as well as his counsel for preliminary hearing on 22.08.2022 before S.B at Camp Court, D.I.Khan.



(Mian Muhammad)
Member (E)
Camp Court, D.I.Khan

22/8/22

Due to summer vacation to come up for the same as before on 26/9/22



26th Sept 2022

Learned counsel for the appellant present.

Learned counsel for the appellant seeks time to prepare the case. Granted. To come up for preliminary hearing on 27.09.2022 before S.B at Camp Court, D.I. Khan.







(Kalim Arshad Khan)
Chairman
Camp Court D.I.Khan

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 7584 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	13/10/2021	<p>The appeal of Mr. Muhammad Riaz presented today by Mr. Rizwan Ullah Khan Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p> REGISTRAR,</p>
2-		<p>This case is entrusted to Touring S. Bench at D.I.Khan. Notices be issued to appellant/counsel for preliminary hearing to be put up there on <u>13/12/21</u>.</p> <p> CHAIRMAN</p>
	15.12.2021	<p>Nemo for appellant.</p> <p>Notice be issued to appellant/counsel for 21.02.2022 for preliminary hearing before S.B at Camp Court, D.I.Khan.</p> <p> (Rozina Rehman) Member (J) Camp Court, D.I.Khan</p>
	21/2/2022	<p>Due to retirement of the Hon'ble Chairman to come up for the same as before on 30/6/22</p> <p></p>

**BEFORE THE HONORABLE SERVICE TRIBUNAL, KHYBER
PAKHTUNKHWA, PESHAWAR, CAMP COURT D.I.KHAN**

Service Appeal No. 7584 of 2021

Muhammad Riaz **VERSUS** Govt. of Khyber
Pakhtunkhwa etc.

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4.	Copy of the promotion order 05-06-2000	C	9
5.	Copy of the impugned notification	D	10-11
6.	Copy of departmental appeal	E	12-13
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Dated: 04 /10/2021

Your Humble Petitioner


Muhammad Riaz

Through Counsel 0346-0817363


Rizwan Ullah Khan
Advocate High Court

**BEFORE THE HONORABLE SERVICE TRIBUNAL, KHYBER
PAKHTUNKHWA, PESHAWAR, CAMP COURT D.I.KHAN**

Khyber Pakhtunkhwa
Service Tribunal

Service Appeal No. 7584 of 2021

Diary No. 7727

Dated 13/10/2021

Muhammad Riaz son of Shahzad Khan Caste Baloch R/o Muryali, District Dera Ismail Khan (Field Assistant, Office of District Director Agriculture, D.I.Khan).

----- (Petitioner)

VERSUS

1. Senior Member Board of Revenue, Peshawar, Khyber Pakhtunkhwa.
2. Government of Khyber Pakhtunkhwa, through Secretary Agriculture, Livestock and Cooperative Department Khyber Pakhtunkhwa, Peshawar.
3. District Director Agriculture, D.I.Khan.
4. Commissioner, District D.I.Khan.
5. Deputy Commissioner, District D.I.Khan.

----- (Respondents)

SERVICE APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED NOTIFICATION/OFFICE ORDER NO. 8263/DCO,S.Pool-V-III DATED 27-10-2001 TO THE EXTENT OF PETITIONER ISSUED BY THE DCO D.I.KHAN MAY KINDLY BE DECLARED ILLEGAL, VOID AB IGNITION, WITHOUT LAWFUL AUTHORITY AND HAVING NO BINDING EFFECTS OVER THE RIGHTS OF PETITIONER AND IS LIABLE TO BE SET ASIDE AND THE PETITIONER MAY GRACIOUSLY BE REPATRIATED TO MY COMMISSIONER PARENT OFFICE

Filed to
Registrar
13/10/21

2

WITHOUT LAWFUL AUTHORITY AND HAVING NO BINDING EFFECTS OVER THE RIGHTS OF PETITIONER AND IS LIABLE TO BE SET ASIDE AND THE PETITIONER MAY GRACIOUSLY BE REPATRIATED TO MY COMMISSIONER PARENT OFFICE D.I.KHAN AND PROMOTE THE PETITIONER ACCORDING TO HIS SENIORITY WITH ALL BACK BENEFITS IN THE INTEREST OF JUSTICE.

PRAYER IN APPEAL

By acceptance of instant appeal Respondents may kindly be directed to withdraw the impugned notification/office order No.8263/DCO,S.Pool-V-III DATED 27-10-2001 to the extent of petitioner issued by the DCO, D.I.Khan may kindly be declared illegal, void ab ignition, without lawful authority and having no binding effects over the rights of petitioner and is liable to be set aside and the petitioner may graciously be repatriated to my commissioner parent office D.I.Khan and promote the petitioner according to his seniority with all back benefits in the interest of justice.. Any other remedy deemed appropriate in the given circumstances may also be granted.

Note:Addresses given above shall suffice the object of service.

Respectfully Sheweth:

Brief facts

1. That the facts of my service in Commissioner's Office D.I.Khan are that I was firstly appointed as Naib Qasid vide Office order dated 15-03-1986. Copy of the order is enclosed as **Annexure A**.
2. That the Petitioner was then promoted as junior clerk in BPS-5 vide office order dated 17-10-1990. Copy of the order is enclosed as **Annexure B**.



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3. That Petitioner was promoted as senior clerk in PBS-07 vide officer order dated 05-06-2000. Copy of the promotion order is enclosed as **Annexure C.**
4. That as the result of devolution power during year 2001 petitioner was working in Commissioner Office D.I.Khan as Senior Clerk in BPS-7 and petitioner was adjusted against the vacant post of Field Assistant in BPS-06 in Agriculture Office D.I.Khan vide impugned notification No.8263 dated 27-10-2001. Copy of impugned notification is enclosed as **Annexure D.**
5. That the petitioner who was not having his political Godfathers preferred a departmental appeal to the respondent NO. 4 for the cancellation of impugned office order but respondent never considered it. Copy of the departmental appeal is enclosed as **Annexure E.**
6. That in the above circumstances the instant appeal is the only alternate adequate and equal efficacious remedy available to the petitioner, hence, this petitioner assailing the cancellation of the impugned notification dated 27-10-2001.
7. That the petitioner feeling aggrieved by the impugned notification dated 27-10-2001 does not have any remedy except to agitate his grievances before this Honorable Tribunal inter alia on the following grounds:



4

Grounds:

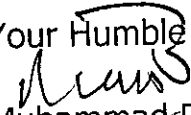
1. That the impugned notification dated 27-10-2001 is based on malafide, without jurisdiction, without lawful authority, based on political influence and is having no binding effect upon rights of the Petitioner
2. That the impugned office order dated 27-10-2001 is against the Constitution, Service Laws, Rules, Departmental Policy, and natural justice, rather it is violation of Civil Servants Act. Hence, the same is not sustainable in the eye of law but liable to be set aside.
3. That the impugned office order is illegal, void ab initio and against the Constitutional as well as fundamental rights of the petitioner because the DCO, D.I.Khan has no authority to adjust the petitioner without any solid/cogent reasons and without adopting any procedural law. Hence, the impugned office order is not tenable in the eyes of law.
4. That act of the respondents especially DCO, D.I.Khan is without jurisdiction based on malafied, hence liable to be declared as null and void by this Honorable Court.
5. That the petitioner always served the department with whole heartedly and with honestly and never violated the Service Rules so the impugned office order is liable to be set aside.
6. That the Executive District Officer Agriculture, D.I.Khan issued office order dated 25-01-2011 whereby Field Assistant were promoted to BPS-09 but name of petitioner was not included in the list. Government of Khyber Pakhtunkhwa Finance Department vide notification dated 20-05-2014 upgraded the scale of Field Assistant from BPS-09 to BPS-14 but scale of the petitioner was not upgraded to BPS-14. All the officials of office of Commissioner D.I.Khan have been repatriate to there parent office and promoted but petitioner have been deprived of these legal fundamental right. Hence petitioner may kindly be repatriated to his parent office and upgraded/promoted according to his seniority.



7. That the Counsel of the petitioner may kindly be allowed to raise any other grounds at the time of arguments if needed.

In view of the above mentioned facts and grounds it is most humbly prayed that by acceptance of instant appeal Respondents may kindly be directed to withdraw the impugned notification/office order No. 8263/DCO,S.Pool-V-III DATED 27-10-2001 to the extent of petitioner issued by the DCO, D.I.Khan may kindly be declared illegal, void ab ignition, without lawful authority and having no binding effects over the rights of petitioner and is liable to be set aside and the petitioner may graciously be repatriated to my commissioner parent office D.I.Khan and promote the petitioner according to his seniority with all back benefits in the interest of justice.. Any other remedy deemed appropriate in the given circumstances may also be granted.

Dated: 04/10/2021

Your Humble Petitioner

Muhammad Riaz
Through Counsel


Rizwan Ullah Khan
Advocate High Court

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**BEFORE THE HONORABLE SERVICE TRIBUNAL, KHYBER
PAKHTUNKHWA, PESHAWAR, CAMP COURT D.I.KHAN**

Service Appeal No. _____ of 2021

Muhammad Riaz

VERSUS


Government of Khyber Pakhtunkhwa etc.,

AFFIDAVIT

I, Muhammad Riaz son of Shahzad Khan Caste Baloch R/o Muryali, District Dera Ismail Khan (Field Assistant, Office of District Director Agriculture, D.I.Khan), the petitioner, do hereby solemnly affirm and declare on oath that contents of above Appeal are true & correct to best my knowledge and that nothing has been concealed from this Honorable Court.


DEPONENT

CNIC# 12/01-0987570-1

Identified by:

**Rizwan Ullah Khan
Advocate High Court**

7

Annex - A

OFFICE OF THE COMMISSIONER, DIKHAN DIVISION, DIKHAN.

NO: /Acctt:

Dated DIKhan _____ / 1986.

OFFICE ORDER.

Mr. Mohammad Nazam, Naib Qasid is hereby granted 60 (sixty) days earned leave on half pay from 15.3.1986 to 13.5.1986.

Mr. Mohammad Riaz-III S/O Shahzad Khan caste Baluch reisent of village Muryali, Tehsil and District D.I.Khan is hereby appointed as Naib Qasid on purely temporary basis in the above leave chain in B-1(440-10-640) plus usual allowances with effect from 15.3.1986 P.M. He will have no right to claim further extension in service.

sd/-
ASSISTANT TO COMMISSIONER,
DIKHAN DIVISION, DIKHAN.

NO: 633-37 /Acctt: Dated DIKhan 15/3/1986.

Copy to:-

1. The Officials concerned.
2. Personal file of Mohammad Riaz-III.
3. Office Order File.
4. Bill Clerk (2 copies).

Attested by
[Signature]

[Signature]
ASSISTANT TO COMMISSIONER,
DIKHAN DIVISION, D.I.KHAN.

Allah Nawaz/

8

Annex B

OFFICE OF THE COMMISSIONER, D.I. KHAN DIVISION, D.I. KHAN.

No. 9832 /Acctt:

Dated DIKhan the 17 /10/1990.

ORDER

On the recommendations of the Departmental Promotion Committee of the Office of the Commissioner, DI Khan Division, DI Khan, the following promotions are hereby ordered with immediate effect:-

S.No.	Name of Official.	From	To
1.	Mr. Ahmad Nawaz.	Senior Clerk B-9 (Selection Grade)	Assistant B-11.
2.	S. Bashir Hussain Shah.	Senior Clerk B-9 (Selection Grade)	Assistant B-11.
3.	Mr. Asadullah Jan.	Junior Clerk B-7 (Selection Grade)	Senior Clerk B-
4.	Mr. Abdur Rashid.	Junior Clerk B-7 (Selection Grade)	Senior Clerk B-
5.	Mr. Mohammad Riaz-III.	Naib Qasid B-1	Junior Clerk B-

They will remain on probation for a period of one year.

SD/-
COMMISSIONER,
D.I. KHAN DIVISION, D.I. KHAN

No. 9833-49 /Acctt:

Copy to:-

- 1-5. The officials concerned.
- 6-10. Personal files.
- 11-15. Service Books.
- 16. Office order file.
- 17. Bill clerk (2 copies.).

FOR COMMISSIONER,
D.I. KHAN DIVISION, D.I. KHAN.

M.A.
17/10

-0-

Q. ZAMAN. / *
16. 10. 1990:

9

Annex-C

OFFICE OF THE COMMISSIONER, DIKHAN DIVISION, DIKHAN.

No. 4575 / Acctt.:

Dated DIKHAN the 5/6 /2000.

OFFICE ORDER.

On the recommendations of the meeting of Departmental Promotion Committee, held on 17/5/2000, in office of Commissioner, DIKHAN Division, the following Junior Clerks (BPS-5 and BPS-7) are promoted as Senior Clerks (BPS-7) with immediate effect subject to one year satisfactory probation period :-

<u>S.No.</u>	<u>Name of Officials.</u>
1.	Mr. Muhammad Riaz-III.
2.	Mr. Muhammad Nawaz.
3.	Mr. Muhammad Jaffar Hussain.

Attested by
[Signature]

[Signature]
COMMISSIONER,
DIKHAN DIVISION, DIKHAN.

No. 4576-27 / Acctt.:

Copy to :-

1. Officials concerned.
2. Personal files.
3. Service Books.
4. Office order file.
5. Bill Clerk (2-copies).

[Signature]
COMMISSIONER,
DIKHAN DIVISION, DIKHAN.

10 Annex-D-37

OFFICE OF THE
DISTRICT COORDINATION OFFICER,
D.I.Khan.

No. 8263 /DCO, S.Pool-V-III,

Dated D.I.Khan the 17/10/2001.

ORDER.

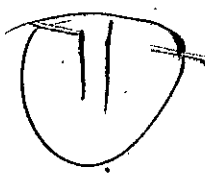
In pursuance of Government of N.W.F.P. Establishment & Administration Department (Regulation) Wing, Peshawar's letter No. SOR-I(S&GAD)1-200/98(Vol-I) dated 13.08.2001, the following Officials of Surplus Pool are hereby adjusted against the vacant posts as noted against each with immediate effect :-

Adjusted
llms

S.No.	Name of Official with designation & qualification.	Present posting.	Name of Office where adjusted.	Remarks.
1	2	3	4	5
1-	Muhammad Naeem Feroz, Compositor(B-7).	Printing & Stationery Deptt:Pesh:	E.A.D.A Office DIKhan against vacant post of Field Asstt:(B-6)	In his own pay & Scale.
2-	Muhammad Riaz, Senior Clerk(BPS-7).	Ex-Commissioner's Office DIKhan.	-do-	-do-
3-	Muhammad Nawaz, Senior Clerk(BPS-7).	-do-	Distt: Soil Conservation Office, DIKhan against vacant post of Field Asstt:(BPS-6).	-do-
4-	Muhammad Jaffar Hussain, Senior Clerk(BPS-7).	-do-	-do-	-do-
5-	Mushtaq Ahmad, Senior Clerk (BPS-7).	Ex-D.C's Office, DIKhan.	Civil Defence DIKhan against vacant post of Instructor G-III (B-5).	-do-
6-	Muhammad Tahir, Daftri(B-2) (Matric).	Ex-D.C's Office, D.I.Khan.	E.T.O, DIKhan against vacant post of Constable (BPS-1).	-do-
7-	Sana Ullah Sethi Record Lifter, (B-2)(Matric).	-do-	-do-	-do-
8-	Muhammad Bilal, Chowkidar (B-1) B.A.	-do-	-do-	-do-
9-	Salah ud Din Naib Qasid(B-1) (Matric).	-do-	-do-	-do-
10-	Tariq Aziz, N/Qasid (B-1) (Matric).	P.H.E.D, DIKhan.	-do-	-do-
11-	Agna Maqbool, Chowkidar(B-1) (Matric).	-do-	-do-	-do-

Adjusted
llms
Subject Matter Specialist
(Agronomy and Extension)
D.I.Khan

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ner
nc



539

12- Muhammad Arshad
Naib Qasid(B-1)
Matric.

D.C.'s Office,
DIKhan.

E.T.O, DIKhan
against vacant
post of Constable
(B-1).

13- Muhammad Akram
Chowkidar
(Fixed Charges)
Matric.

E.T.O, Office
D.I.Khan.

-de-

14- Mr. Rab Nawaz,
Naib Qasid(B-1).

Ex-D.C.'s Office,
DIKhan.

UC Paharpur Town
vice Mr. Aziz ur
Rehman, N/Qasid.

15- Mr. Aziz ur Rehman,
Naib Qasid (B-1).

UC Kathgarh
against vacant
post of N/Qasid.

Attest
[Signature]

No. 8264-303 CO, S.Pool-V-III,

DISTRICT COORDINATION
OFFICER, D.I.KHAN.

Dated D.I.Khan 27/10/2001.

Copy to :-

- 1- The Secretary to Govt: of N.W.F.P, E&AD, Peshawar.
- 2- The Secretary to Govt: of N.W.F.P, LG E & RDD, Peshawar.
- 3- The Secretary to Govt: of N.W.F.P, Revenue Deptt: Peshawar.
- 4- The Secretary to Govt: of N.W.F.P, Agril: Deptt: Peshawar.
- 5- The Secretary to Govt: of N.W.F.P, Works & Services, Peshawar.
- 6- The Addl: Secretary (Regulation Wing) E&AD, Peshawar.
- 7- The PS to Chief Secretary, NWFP, Peshawar.
- 8- 11 HQ Corps Peshawar Cantt:
- 9- P.M.E Engineering C/O 11 HQ Corps Peshawar.
- 10- Officer Incharge (Surplus Pool) P.T.W Civil Secretariat, Peshawar.
information and w/r to his letter No. 12047-70/Estab:XXXV-D-412
dated 28.09.2001.
- 11- The Controller, Govt: of NWFP, Printing & Stationery Deptt:
Peshawar w/r to his Memo No. 1185 dated 8.10.2001.
- 12- The EDO, Works & Services, DIKhan.
- 13- The EDO, Agriculture, DIKhan.
- 14- The District Officer, Revenue & Estate, DIKhan.
- 15- The Deputy Director, Water & Sanitation, DIKhan.
- 16- The Excise & Taxation Officer, DIKhan for information
w/r to his letter No. 4650/E&T dated 13.10.2001.
- 17- The Civil Defence Officer, DIKhan.
- 18- The Extra Assistant Director Agril: DIKhan.
- 19- The Distt: Soil Conservation Officer, DIKhan.
- 20- The District Accounts Officer, DIKhan.
- 21- The T.M.O, TMA Paharpur.
- 22- The Nazim, Paharpur Town w/r to his Memo No. 1810/UC/Paharpur
dated 18.10.2001.
- 23- The Nazim, UC, Kathgarh.
- 24- Officials concerned.

DISTRICT COORDINATION
OFFICER, D.I.KHAN.

Attest
[Signature]
Subject Matter Specialist
(Agronomy and Extension)
D.I.Khan

To

The Commissioner,
D I Khan Division,
D I Khan

AUX. E-12

Through: District Director Agriculture,
D I Khan.

Subject: REQUEST FOR REPATRIATION TO PARENT OFFICE
(COMMISSIONER'S OFFICE, D I KHAN).

Respected sir,

I most respectfully, as under, with regard to my request for repatriation to my commissioner's office, Dera Ismailkhan, being parent office :-

1. That as a result of devolution of power during the year 2001, I was working in commissioner's office D I Khan as senior clerk in BPS-7 and my services were placed at the disposal of E.A.D.A office d I Khan for posting against the vacant post of field Assistant in BPS-08 lower grade which was against the Absorption Policy and I am still working as such in EADA Office. I Agitated against my absorption in lower grade but to no effect (Annex-A).
(vide DCO D I Khan order No. 8263/DCO dated: 27/10/2001).
2. That the facts of my service in Commissioner's Office D I Khan are that I was firstly appointed as Naib Qasid vide Office-order bearing Endst: N. 633-37/Acctt: dated 15/03/1986 (Annex-B).
3. That I was then appointed as Junior clerk in BPS-5 vide Commissioner's office order No. 9832/Acctt: dated 17/10/1990 (Annexure-C).
4. That I was promoted as Junior Clerk in BPS-7 vide Office-order bearing No. 4515/Acctt: dated 05/06/2000 (Annexure-D).
5. That the Executive District Officer Agriculture D I Khan issued office order bearing No. 25060009/EDO-Agr:Estt: dated 25/01/2011 whereby the Field

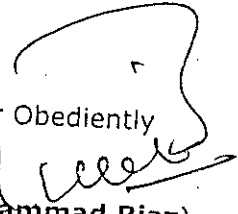
Assesed
by
[Signature]

13

- Assistants in BPS-6 were proposed pay scale 09 but the name of the applicant was not included in the list resulting in loss of financial nature. Annexure-E.
6. That Govt: of KPK Finance Department (regulation Wing) vide Notification No. FD/SO(FR)10-22-2014 dated 20/05/2014 enhanced the scale 09 to 14 but it is surprisingly mentioned that I was not granted the enhanced BPS-14 coupled with fact the applicant was working in BPS-06 which then upgraded to BPS-09 which was legally required to place the applicant in BPS-14. Annex:F.
 7. That almost all the officials of the office of Commissioner, D I Khan Division, D I Khan have been repatriate the their parent office but despite verally as well as in writing in have not yet been repatriated to commissioner's office D I Khan my colleagues in Commissioner's office have been promoted to higher Pay scale; but I have been deprived of my legal cardinal right.
 8. That my earnest request is to repatriate me to my parent office (Commissioner's D I Khan) so that I am not be put further financial loss in future.

In wake of submission made above, it is prayed that in am graciously be repatriated to my Commissioner parent office D I Khan for which your Honour have got vast and ample powers to accede to my request being grateful.

DIKhan
Dated: 01/10/2021
Enclr: Annex : A to E

Your Obediently

(Muhammad Riaz)
Field Assistant
Office of Distt: Director
Agriculture (Extension),
D I Khan.

14

WAN LIA KHAN
17-700
Date of Issue: 13-03-2012
No. of Pages: 02

وکالت نامہ



اجدالت جناب سروسز لبریشن کورٹ ٹریبیونل
 منجانب سید محمد ریاض
 بنام شوکت کھٹک
 دعویٰ یا جرم (سروسز لبریشن)
 تفصیل دعویٰ یا جرم

باعث تحریر آئندہ

مقدمہ مندرجہ بالا عنوان میں اپنی طرف واسطے پیروی و جوابدہی پر لائے پیشی یا تصفیہ مقدمہ بمقام DI Khan کیلئے
الحوال التوصل ایسے وقت کورٹ

کو حسب ذیل شرائط پر تسلیم فرمایا ہے، کہ میں ہر پیشی پر خود بذریعہ اختیار خاص رو برو عدالت حاضر ہوتا رہوں گا۔ اور ہر وقت نکالے جانے مقدمہ وکیل صاحب
 موصوف کو اطلاع دیکر حاضر عدالت کروں گا، اگر پیشی پر منظر حاضر نہ ہوں اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور پر میرے برخلاف ہو گیا۔ تو صاحب موصوف
 اسکے کسی طرح ذمہ دار نہ ہوں گے، نیز وکیل صاحب موصوف صدر مقام پکھری کے علاوہ کسی جگہ یا پکھری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل ہجرتی کرنے کے
 ذمہ دار نہ ہوں گے۔ نیز وکیل صاحب موصوف صدر مقام پکھری کے علاوہ کسی جگہ یا پکھری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل ہجرتی کرنے کے ذمہ دار نہ
 ہوں گے۔ اور مقدمہ صدر پکھری کے علاوہ اور جگہ ساعت ہونے یا بروز تعطیل یا پکھری کے اوقات کے آگے پیچھے پیش ہونے پر منظر کو کوئی نقصان پہنچے تو اس کے ذمہ
 دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا بخاندہ واپس کرنے کے بھی موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل ساختہ پروا اہل صاحب موصوف مل کر وہ
 ذات خود منظور و قبول ہوگا۔ اور صاحب موصوف کو عرضی دعویٰ، یا جواب دعویٰ یا درخواست اجراءے وکری و نظر ثانی اپیل گرانٹی و ہر قسم درخواست پر دستخط و تصدیق کرنے کا
 بھی اختیار ہوگا۔ اور کسی حکم یا وکری کرانے اور ہر قسم کارروائی وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے میان دینے اور اس پر طاعتی یا راضی نامہ و فیصلہ بر
 علقہ کرنے، اقبال دعویٰ کا بھی اختیار ہوگا۔ اور بصورت مقرر ہونے تاریخ پیشی مقدمہ مذکورہ ہجرتی وکری صاحب موصوف کو بشرط ادا جتنی علیحدہ علقانہ ہجرتی کا اختیار ہوگا
 مقدمہ یا منسوقی وکری یا کطرف یا درخواست حکم انتہائی یا قرنی یا گرفتاری قبل از فیصلہ اجراءے وکری بھی صاحب موصوف کو بشرط ادا جتنی علیحدہ علقانہ ہجرتی کا اختیار ہوگا
 اور تمام ساختہ پروا اخت صاحب موصوف مل کر وہ ذات خود منظور و قبول ہوگا۔ اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہوگا کہ مقدمہ مذکورہ یا اسکے کسی جزو
 کی کارروائی یا بصورت درخواست نظر ثانی اپیل یا گرانٹی یا دیگر معاملہ مقدمہ مذکورہ کسی ذمہ دار وکیل یا ہیر سٹروا اپنے بجائے یا اپنے ہمراہ مقرر کریں۔ اور ایسے شیر قانون کو
 بھی ہر امر میں وہی اور ویسے اختیارات حاصل ہوں گے، جیسے صاحب موصوف کو حاصل ہیں، اور دوران مقدمہ میں جو کچھ ہر جائے التواء چاہیگا وہ صاحب
 موصوف کا حق ہوگا۔ مگر صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا۔ تو صاحب موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ کی ہجرتی نہ کریں اور ایسی
 صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔

لہذا وکالت نامہ لکھ دیا ہے۔ تاکہ سند ہے۔ مورخہ 04 مارچ 2012

مضمون وکالت نامہ سن لیا ہے۔ اور اچھی طرح سمجھ لیا ہے۔ اور منظور ہے۔

العبد سید محمد ریاض
 العبد شوکت کھٹک
 Acceptance